

**IN THE UNITED STATES DISTRICT COURT FOR
THE SOUTHERN DISTRICT OF WEST VIRGINIA**

HUNTINGTON DIVISION

OHIO VALLEY ENVIRONMENTAL
COALITION, et al.,

Plaintiffs,

v.

CIVIL ACTION NOS. 3:05-0784
3:06-0438

UNITED STATES ARMY CORPS
OF ENGINEERS, et al.,

Defendants.

v.

INDEPENDENCE COAL COMPANY, et. al.,


Intervenor-Defendants.

ORDER

Pending before the Court is the United States' Unopposed Motion to Extend the Stay of Proceedings Regarding the Mingo Logan Coal Company's Spruce No. 1 Permit for an Additional 30 Days (Doc. 467). For reasons apparent to the Court, the Court **GRANTS** the motion.

All proceedings regarding the Mingo Logan Coal Company's Spruce No. 1 Permit are **STAYED** until **December 4, 2009**. The Court **DIRECTS** the Clerk to send a copy of this Order to counsel of record and any unrepresented parties.

ENTER: November 5, 2009



ROBERT C. CHAMBERS
UNITED STATES DISTRICT JUDGE